

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 106, "Deer Hunting by Residents," Iowa Administrative Code.

These amendments remove 17 counties from the paid November and January antlerless-deer-only seasons and restrict the November antlerless-deer-only licenses to the taking of antlerless deer on private land. The January antlerless-deer-only licenses will go on sale on December 15. The antlerless-deer-only quotas were increased in 13 counties and reduced in 5 counties. The county antlerless-deer-only quotas may need to be adjusted after deer population surveys are completed. The amendments also clarify that statewide paid any-deer licenses may not be used in deer population management zones if prohibited by the rules for the management zone. The amendments specify that all antlers from deer taken on shooting permits issued as part of a depredation agreement must be turned over to a conservation officer within 48 hours.

Any interested person may make written suggestions or comments on the proposed amendments on or before April 29, 2009. Written comments may be directed to the Wildlife Bureau's Web site at www.iowadnr.com or may be sent to the Wildlife Bureau Chief, Department of Natural Resources, Wallace State Office Building, Des Moines, Iowa 50319-0034; fax (515)281-6794. Persons who wish to convey their views orally should contact the Wildlife Bureau at (515)281-5034 or at the Wildlife Bureau offices on the fourth floor of the Wallace State Office Building.

Also, there will be public hearings held at 18 locations via the Iowa Communications Network on April 29, 2009, from 6 to 9 p.m. Interested persons should contact the Department at (515)281-5034 for a list of hearing locations or go to the Department's Web site at www.iowadnr.com. At the hearings, persons may present their views either orally or in writing. Persons attending the hearings will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Department of Natural Resources and advise of specific needs.

These amendments are intended to implement Iowa Code sections 481A.38, 481A.39, 481A.48, 483A.24, 483A.24B, and 483A.24C.

The following amendments are proposed.

ITEM 1. Amend paragraph **106.1(1)"a"** as follows:

a. Any-deer licenses. Any-deer licenses shall be valid for taking deer of either sex in one season selected at the time the license is purchased. Paid any-deer licenses shall be valid statewide ~~or in a deer population management zone and in one season as selected at the time the license is purchased~~ except where prohibited in deer population management zones established under 571—Chapter 105. Free any-deer licenses shall be valid only on the farm unit of an eligible landowner or tenant in the season or seasons selected at the time the license is obtained.

ITEM 2. Amend subrule 106.6(3) as follows:

106.6(3) November antlerless-deer-only season. Antlerless-deer-only licenses for the November antlerless-deer-only season shall be available in the following counties: Adair, Adams, Allamakee, Appanoose, ~~Benton, Bremer, Buchanan,~~ Cass, Cedar, Chickasaw, Clarke, Clayton, ~~Clinton,~~ Dallas,

Davis, Decatur, ~~Delaware~~, Des Moines, ~~Dubuque~~, Fayette, Fremont, Guthrie, Harrison, Henry, ~~Howard~~, ~~Iowa~~, Jackson, Jasper, Jefferson, ~~Johnson~~, Jones, Keokuk, Lee, ~~Linn~~, Louisa, Lucas, Madison, Mahaska, Marion, Mills, Monona, Monroe, Montgomery, ~~Muscatine~~, Page, Polk, Pottawattamie, ~~Poweshiek~~, Ringgold, ~~Scott~~, Taylor, Union, Van Buren, Wapello, Warren, Washington, Wayne, Winneshiek, and Woodbury. Beginning the second Saturday prior to the opening of the November antlerless-deer-only season, an unlimited number of paid antlerless-deer-only licenses may be purchased for the November antlerless-deer-only season. These licenses may be obtained regardless of any other paid any-deer or paid antlerless-deer-only licenses that may have been obtained. Licenses will be sold until county quotas are filled. Licenses issued for this season are valid only on private property.

ITEM 3. Amend subrule 106.6(4) as follows:

106.6(4) *January antlerless-deer-only licenses.* Antlerless-deer-only licenses for the January antlerless-deer-only season shall be available in the following counties: Adair, Adams, Allamakee, Appanoose, ~~Benton, Bremer, Buchanan~~, Cass, ~~Cedar, Chickasaw~~, Clarke, Clayton, ~~Clinton~~, Dallas, Davis, Decatur, ~~Delaware~~, Des Moines, ~~Dubuque~~, Fayette, Fremont, Guthrie, Harrison, Henry, ~~Howard~~, ~~Iowa~~, Jackson, Jasper, Jefferson, ~~Johnson~~, Jones, Keokuk, Lee, ~~Linn~~, Louisa, Lucas, Madison, Mahaska, Marion, Mills, Monona, Monroe, Montgomery, ~~Muscatine~~, Page, Polk, Pottawattamie, ~~Poweshiek~~, Ringgold, ~~Scott~~, Taylor, Union, Van Buren, Wapello, Warren, Washington, Wayne, Winneshiek, and Woodbury. Beginning December 15, an unlimited number of paid antlerless-deer-only licenses may be purchased for the January antlerless-deer-only season. These licenses may be obtained regardless of any other paid any-deer or paid antlerless-deer-only licenses that may have been obtained.

ITEM 4. Amend subrule 106.6(6) as follows:

106.6(6) *Antlerless-deer-only licenses.* Paid antlerless-deer-only licenses will be available by county as follows:

<u>County</u>	<u>Quota</u>	<u>County</u>	<u>Quota</u>	<u>County</u>	<u>Quota</u>
Adair	2100	Floyd	250 150	Monona	1350 1600
Adams	1950	Franklin	150 100	Monroe	3000
Allamakee	4500	Fremont	1300	Montgomery	1150
Appanoose	3300	Greene	150	Muscatine	1700
Audubon	100	Grundy	0	O'Brien	0
Benton	1000	Guthrie	3300	Osceola	0
Black Hawk	0	Hamilton	100	Page	1500
Boone	650	Hancock	0	Palo Alto	0
Bremer	700	Hardin	400	Plymouth	100
Buchanan	400	Harrison	1350 1600	Pocahontas	0
Buena Vista	0	Henry	2000	Polk	1250 1500
Butler	250 150	Howard	800	Pottawattamie	1600 1900
Calhoun	0	Humboldt	0	Poweshiek	750
Carroll	100	Ida	0	Ringgold	2600
Cass	1000 1200	Iowa	1200	Sac	0
Cedar	1300	Jackson	1800	Scott	800
Cerro Gordo	0	Jasper	1300 1550	Shelby	250
Cherokee	0	Jefferson	2150	Sioux	0

<u>County</u>	<u>Quota</u>	<u>County</u>	<u>Quota</u>	<u>County</u>	<u>Quota</u>
Chickasaw	600	Johnson	2000	Story	500
Clarke	4900 <u>2100</u>	Jones	1500	Tama	800
Clay	0	Keokuk	1900	Taylor	2450
Clayton	5800	Kossuth	0	Union	2100
Clinton	1200	Lee	2500	Van Buren	5400
Crawford	150	Linn	1900	Wapello	2150
Dallas	2300	Louisa	1500	Warren	2400 <u>2800</u>
Davis	3600	Lucas	4800 <u>2100</u>	Washington	2250
Decatur	2800	Lyon	0	Wayne	3000
Delaware	1700	Madison	3000 <u>3300</u>	Webster	100
Des Moines	2000	Mahaska	1350	Winnebago	0
Dickinson	0	Marion	4750 <u>2000</u>	Winneshiek	3500
Dubuque	2000	Marshall	650	Woodbury	4250 <u>1600</u>
Emmet	0	Mills	4150 <u>1300</u>	Worth	400 <u>50</u>
Fayette	3000	Mitchell	250 <u>150</u>	Wright	0

ITEM 5. Amend subparagraph **106.11(4)“b”(7)** as follows:

(7) Antlers from all deer recovered must be turned over to the conservation officer within 48 hours.
Antlers will ~~to~~ be disposed of according to department rules.